

### **REMARKS**

Reconsideration and withdrawal of the rejections of the claimed invention is respectfully requested in view of the amendments, remarks and enclosures herewith, which place the application in condition for allowance.

### **THE 35 U.S.C. 103(a) REJECTION HAS BEEN OVERCOME**

Claims 1-17 were rejected as allegedly being obvious by US 6,740,783 to Jun et al. (“Jun”) in view of Elnicke et al. article. The applicants request reconsideration of this rejection as the applicants are providing a certified English language translation of the priority document (KR 10-2003-0065380 – filed on **20 September 2003**) upon which this application is based.

The Jun reference was granted on **25 May 2004** and therefore qualifies as prior art only under 35 U.S.C. 102(e) for having a U.S. filing date of 15 April 2003.

Under 35 U.S.C. 103(c)(1) – “Subject matter developed by another person, which qualifies as prior art only under one or more of subsections (e), (f), and (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the claimed invention was made, owned by the same person or subject to an obligation of assignment to the same person.”

According to MPEP 706.02(I)(2), section II, the burden for establishing common ownership resides with the applicants and must be made in a clear and conspicuous manner which appears below.

### **NOTICE OF OBLIGATION OF ASSIGNMENT TO THE SAME PERSON**

Application Serial No. 10/572,707 (this application) and U.S. Patent 6,740,783 were, at the time the invention of Application Serial No. 10/572,707 was made, owned by the Korea Research Institute of Chemical Technology (KRICT) - applicants attach copies of the respective assignment records.

At the time the KR priority document was filed, 20 September 2003, the application upon which U.S. Patent 6,740,783 was based was assigned to KRICT. The cover page of the KR priority document shows the applicants were the KRITC.

### **CONCLUSION**

In view of the remarks and amendments herewith, the application is believed to be in condition for allowance. Favorable reconsideration of the application and prompt issuance of a Notice of Allowance are earnestly solicited. The undersigned looks forward to hearing favorably

from the Examiner at an early date, and, the Examiner is invited to telephonically contact the undersigned to advance prosecution. The Commission is authorized to charge any fee occasioned by this paper, or credit any overpayment of such fees, to Deposit Account No. 50-0320.

Respectfully submitted,  
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